

IN THE HIGH COURT OF KARNATAKA AT BANGALORE

DATED THIS THE 5TH DAY OF JUNE 1998

BEFORE

THE HON'BLE MR. JUSTICE CHANDRASHEKHARAIH

WRIT PETITION NO. 31895 OF 1995

BETWEEN:

Sri K.S. Ashok Kumar,
aged about 43 years,
s/o K.V. Sathyanarayana Setty,
No.65, Surveirs Street,
Bangalore-560004Petitioner.

(By M/s H.N. Nagamohandas & Associates for Petr)

AND:

1. The Commissioner,
Bangalore City Corporation,
N.R. Road,
Bangalore.
2. The Assistant Executive Engineer,
Jayanagar Sub-Division,
Bangalore City Corporation,
Bangalore. Respondents.

(By Sri Ashok Haranahalli &
Sri B.V. Muralidhar for Respdts)

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This Writ Petition filed under Articles 226 & 227 of the Constitution of India with an affidavit praying to direct the respondents not to demolish or cause damage to the schedule building and etc.,

Orders

This Writ Petition coming on for ~~final disposal~~ this day, the Court made the following:

O R D E R

CSJ:

5.6.1998.

The petitioner has sought for a direction to the respondents not to demolish or cause damage to the petitioner's property has filed this petition apprehending demolition by the Corporation.

Under the scheme of the Act the Corporation has not authority to demolish the building without passing an appropriate order. Since the corporation has not passed any order u/s.321(3) of the Karnataka Municipal Corporations Act there is no reason for the petitioner to apprehend any demolition.

In the said view of the matter, this petition is disposed of
Sd/- JUDGE.

T.BY: G.M

R.BY: 23/8/98

C.BY: V/B

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Assistant Registrar

High Court, Bangalore

Phone-550001